

MITCHELL J. LANGBERG, ESQ., Nevada Bar No. 10118  
[mlangberg@bhfs.com](mailto:mlangberg@bhfs.com)  
EMILY A. ELLIS, ESQ., Nevada Bar No. 11956  
[eellis@bhfs.com](mailto:eellis@bhfs.com)  
BROWNSTEIN HYATT FARBER SCHRECK, LLP  
100 North City Parkway, Suite 1600  
Las Vegas, NV 89106-4614  
Telephone: 702.382.2101  
Facsimile: 702.382.8135

MICHAEL E. BREWER, ESQ. (admitted *pro hac vice*)  
[michael.brewer@bakermckenzie.com](mailto:michael.brewer@bakermckenzie.com)  
BAKER & MCKENZIE LLP  
Two Embarcadero Center, 11th Floor  
San Francisco, CA 94111  
Telephone: 415.576.3000

MARK D. TAYLOR, ESQ. (admitted *pro hac vice*)  
[mark.taylor@bakermckenzie.com](mailto:mark.taylor@bakermckenzie.com)  
BAKER & MCKENZIE LLP  
1900 North Pearl, Suite 1500  
Dallas, TX 75201  
Telephone: 214.978.3000

*Attorneys for Defendant*  
**EQUIPMENTSHARE.COM, INC**

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

AHERN RENTALS, INC., a Nevada  
corporation,

Plaintiff,

v.

EQUIPMENTSHARE.COM, INC., a  
Delaware corporation; DOES I through X,  
inclusive; and ROE BUSINESS ENTITIES  
I through X, inclusive,

Defendants.

CASE NO.: 2:19-cv-02138-JAD-BNW

**STIPULATION AND [PROPOSED] ORDER  
TO EXTEND TIME TO ANSWER OR  
OTHERWISE RESPOND TO FIRST  
AMENDED COMPLAINT AND TO FILE  
BRIEFS IN EXCESS OF THE PAGE  
LIMITATIONS**

**(FIRST REQUEST)**

WHEREAS, Plaintiff filed the Complaint in the above-referenced action on December 13,  
2019;

WHEREAS, Plaintiff granted Defendant a one month extension to respond to the  
Complaint from January 6, 2020 to February 5, 2020;

1 WHEREAS, Defendant filed a Motion to Dismiss Plaintiff's Complaint on February 5,  
2 2020;

3 WHEREAS, the Court granted the parties request for an eight page extension (from 24  
4 pages to 32 pages) for the initial brief and the opposition in support of the Motion to Dismiss;

5 WHEREAS, Plaintiff filed a First Amended Complaint on February 26, 2020;

6 WHEREAS, the Court issued a Minute Order on March 2, 2020, denying Defendant's  
7 Motion to Dismiss in light of the filing of the Amended Complaint;

8 WHEREAS, Defendant's response to the First Amended Complaint is due by March 11,  
9 2020;

10 WHEREAS, the Parties have agreed, subject to this Court's approval, to extend the time  
11 for Defendant to file its Motion to Dismiss the First Amended Complaint for seven (7) days, until  
12 March 18, 2020;

13 WHEREAS, the Parties have agreed, subject to this Court's approval, to extend the time  
14 for Plaintiff to file its Opposition to Defendant's Motion to Dismiss Amended Complaint for ten  
15 (10) days, until April 10, 2020;

16 WHEREAS, Parties have agreed, subject to this Court's approval, to extend the time for  
17 Defendant to file its Reply Brief for three (3) days, until April 20, 2020; and

18 WHEREAS, the Parties have agreed, subject to this Court's approval, that the Motion to  
19 Dismiss the Amended Complaint and the Opposition to the Motion to Dismiss Amended  
20 Complaint can be filed in excess of the twenty-four (24) page limit, to a total of thirty-two (32)  
21 pages, excluding the table of contents, table of authorities, and certificate of service from the total  
22 page count.

23 NOW, THEREFORE, IT IS STIPULATED by and between the parties hereto, through  
24 their respective counsel, that the following deadlines apply:

- 25 1. The deadline for Defendant to file its Motion to Dismiss the First Amended  
26 Complaint is March 18, 2020;
- 27 2. The deadline for Plaintiff to file its Opposition to Defendant's Motion to Dismiss  
28 Amended Complaint is April 10, 2020;

3. The deadline for Defendant to file its Reply Brief is April 20, 2020; and
4. The Motion to Dismiss the Amended Complaint and the Opposition to the Motion to Dismiss Amended Complaint can be filed in excess of the twenty-four (24) page limit, to a total of thirty-two (32) pages, excluding the table of contents, table of authorities, and certificate of service from the total page count.

DATED this 6th day of March, 2020.

DATED this 6th day of March, 2020.

BROWNSTEIN HYATT FARBER  
SCHRECK, LLP

FOX ROTHSCHILD LLP

BY: /s/ Mitchell J. Langberg  
MITCHELL J. LANGBERG, ESQ.  
EMILY A. ELLIS, ESQ.  
100 North City Parkway, Suite 1600  
Las Vegas, NV 89106-4614

BY: /s/ Kevin M. Sutehall  
MARK J. CONNOT, ESQ.  
KEVIN M. SUTEHALL, ESQ.  
LUCY C. CROW, ESQ.  
1980 Festival Plaza Drive, Suite 700  
Las Vegas, NV 89135

BAKER & MCKENZIE LLP

*Attorneys for Plaintiff*  
*AHERN RENTALS, INC.*

MICHAEL E. BREWER, ESQ.  
(admitted *pro hac vice*)  
Two Embarcadero Center, 11th Floor  
San Francisco, CA 94111  
MARK D. TAYLOR, ESQ.  
(admitted *pro hac vice*)  
1900 North Pearl, Suite 1500  
Dallas, TX 75201  
Telephone: 214.978.3000

*Attorneys for Defendant*  
*EQUIPMENTSHARE.COM, INC*

**IT IS SO ORDERED**

**DATED: March 13, 2020**



**BRENDA WEKSLER**  
**UNITED STATES MAGISTRATE JUDGE**